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 13 KAISER FOUNDATION HEALTH PLAN, INC.

14 UNITED STATES DISTRICT COURT
 15
 16 NORTHERN DISTRICT OF CALIFORNIA

17 MICHELLE ONYETTE MIKE, PARIS HILL,)
 18 and MICHAEL WILLIAMS on behalf of)
 themselves and individually and all others)
 19 similarly stated,)

20 Plaintiffs,)

21 v.)

22 KAISER PERMANENTE, KAISER)
 FOUNDATION HEALTH PLAN, INC., aka)
 23 KAISER FOUNDATION HEALTH PLAN,)
 and DOES 1 through 100, INCLUSIVE)

24 Defendant(s).)
 25)

Case No. C 08-05374 PJH

PARTIES' STIPULATION TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE DUE TO SETTLEMENT
 AND ORDER MODIFYING REQUEST

Date: August 6, 2009
 Time: 2:30 p.m.
 Place: Courtroom 5

1 WHEREAS, Plaintiffs Michelle Mike, Paris Hill, and Michael Williams and Defendant
2 Kaiser Foundation Health Plan, Inc. participated in a private mediation of this matter with
3 mediator David Rotman on July 9, 2009;

4 WHEREAS, the parties resolved this matter at that mediation and executed a
5 Memorandum of Understanding regarding their basic agreement;

6 WHEREAS, the parties are currently circulating the Parties' Stipulation of Settlement
7 and Release Between Plaintiffs and Defendant which plaintiffs will then file with the Court with
8 their motion for preliminary approval;

9 WHEREAS, there is a Case Management Conference scheduled in this matter for August
10 6, 2009;

11 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiffs, on their
12 own behalf and on behalf of those similarly situated, and Defendant, by and through their
13 respective counsel of record, that, because this matter has resolved and because plaintiffs will
14 soon file their motion for preliminary approval of the parties' settlement, the August 6, 2009
15 Case Management Conference ~~should be continued to the same date as the hearing on plaintiffs'~~
16 ~~motion for preliminary approval.~~ The parties further stipulate that plaintiffs' motion for
17 preliminary approval will be filed by August 25, 2009 and that plaintiffs' motion for final
18 approval will be filed by November 18, 2009. The parties ask this Court to reserve September 2,
19 2009 (motion for preliminary approval) and December 9, 2009 (motion for final approval) as the
20 hearing dates for these motions.

21 DATED: August 5, 2009

22 QUALLS & WORKMAN, LLP
23 By Aviva Roller
24 Aviva Roller
25 Attorneys for Plaintiffs
26 MICHELLE MIKE, PARIS HILL, AND MICHAEL
27 WILLIAMS

25 DATED: August 6, 2009

26 SEYFARTH SHAW LLP
27 By /s/Mariana Aguilar
28 Mariana Aguilar
Attorneys for Defendant
KAISER FOUNDATION HEALTH PLAN, INC.



8/6/09

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
3 COUNTY OF LOS ANGELES) ss

4 I am a resident of the State of California, over the age of eighteen years, and not a party
5 to the within action. My business address is 2029 Century Park East, Suite 3300, Los Angeles,
CA 90067-3063. On August 5, 2009 I served the within documents:

6 **PARTIES' STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE**
7 **DUE TO SETTLEMENT**

8 I sent such document from facsimile machine (310) 201-5219. I certify that said
9 transmission was completed and that all pages were received and that a report was
10 generated by facsimile machine (310) 201-5219 which confirms said transmission and
11 receipt. I, thereafter, mailed a copy to the interested party(ies) in this action by
12 placing a true copy thereof enclosed in sealed envelope(s) addressed to the parties
13 listed below.

14 by placing the document(s) listed above in a sealed envelope with postage thereon
15 fully prepaid, in the United States mail at Los Angeles, addressed as set forth below.

16 by personally delivering the document(s) listed above to the person(s) at the
17 address(es) set forth below.

18 by placing the document(s) listed above in a sealed Federal Express envelope with
19 postage paid on account and deposited with Federal Express at Los Angeles,
20 California, addressed as set forth below.

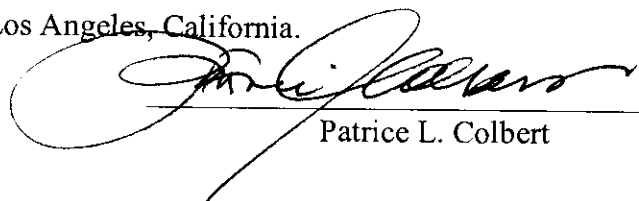
21 electronically by using the Court's ECF/CM System.

22 Daniel H. Qualls, Esq.
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I am readily familiar with the firm's practice of collection and processing correspondence
for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
motion of the party served, service is presumed invalid if postal cancellation date or postage
meter date is more than on day after the date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above
is true and correct. I declare that I am employed in the office of a member of the bar of this court
whose direction the service was made.

Executed on August 5, 2009, at Los Angeles, California.


Patrice L. Colbert